

BEFORE THE HUMAN RIGHTS COMMISSION
OF THE STATE OF MONTANA

SONJA SEABOLT,

Charging Party

-v-

MONTANA DEPARTMENT OF
CORRECTIONS,

Respondent

HRB CASE NO. 0160264

ORDER
FINAL AGENCY DECISION

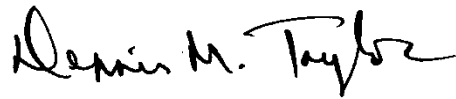
On **September 20, 2016** the Human Rights Bureau issued a Final Investigative Report and corresponding Notice of Dismissal and Notice of Right to Sue in the above-captioned matter. On **October 6, 2016**, the Human Rights Commission received Charging Party's objection to the dismissal of her claim. Pursuant to §49-2-511(1), MCA, a party may seek review by the Commission by filing an objection within fourteen (14) days after the issuance of the notice of dismissal. Filing with the Commission is effective upon actual receipt at its offices and not upon mailing. ARM 24.9.111(3). If this deadline is not met, a decision of the department to dismiss a complaint is final. In this case, the notice of dismissal was issued on **September 20, 2016**, as indicated by its certificate of service. The Charging Party filed an untimely objection because the objection was received on **October 6, 2016**.

Therefore, IT IS HEREBY ORDERED, that the objection of Charging Party is dismissed.

If a charging party chooses to commence a civil action in district court by filing a complaint in district court, the charging party must do so within 90 days after the date of issuance of the Notice of Dismissal and Notice of Right to Sue. This order does not alter or extend that right. The filing must be in the district where the alleged violation occurred. Section 49-2-511(3)(a), MCA. If a charging party fails to commence a civil action within 90 days, their claims are time barred. Id.

Alternatively, a party may ask a district court to review the decision of the Commission to dismiss the complaint. Section § 2-4-702, MCA. This review must be requested within 30 days after the date this order is issued.

DATED this 7th day of October, 2016.

A handwritten signature in black ink, reading "Dennis M. Taylor". The signature is written in a cursive, flowing style with a large initial 'D' and a long, sweeping tail.

Dennis M. Taylor, Chair
Human Rights Commission

CERTIFICATE OF SERVICE

The undersigned secretary for the Human Rights Commission certifies that a true and correct copy of the foregoing ORDER was mailed to the following by U.S. Mail, postage prepaid, on this 7th day of October, 2016.

SONJA SEABOLT
AO# 2028200
701 SOUTH 27TH STREET
BILLINGS, MT 59101

COLLEEN AMBROSE
MONTANA DEPARTMENT OF CORRECTIONS
P.O. BOX 201301
HELENA, MT 59620

A handwritten signature in cursive script that reads "Annah Howard". The signature is written in black ink and is positioned above a horizontal line.

Annah Howard, Legal Secretary
Montana Human Rights Bureau